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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/601,773	06/23/2003	Edward A. Youngs	020366-067210US	9495
20350	7590	11/19/2008	EXAMINER	
TOWNSEND AND TOWNSEND AND CREW, LLP			MANOCHARAN, MUTHUSWAMY GANAPATHY	
TWO EMBARCADERO CENTER			ART UNIT	PAPER NUMBER
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			11/19/2008	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

***Response to Arguments***

Applicant's arguments filed 11/5/2008 have been fully considered but they are not persuasive.

Applicant argues that (Page 5) that cited references do not teach or suggest establishing a second wireless channel upon which to broadcast the selected media program to the second wireless handset if the second wireless handset is determined to be outside the cell site coverage area wherein the second wireless channel different than the first wireless channel.

Teel teaches assigning different channel for different cell sites therefore, teaches a method of establishing a second wireless channel to transmit broadcast the information to the second wireless handset if the second wireless handset is outside the cell site coverage area wherein the second wireless channel different than the first wireless channel ("in a multicast network each site assigns a specific channel to a call independently of the channel assignments made by other sites", Col. 2, lines 35-48, "multisite avoids the problem of overlapping signals by having each area assign a different channel for any one call", col. 4, lines 11-25).

In view of above the finality of the previous Office action has been maintained.